



California Regional Water Quality Control Board

Los Angeles Region

Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful



Linda S. Adams
Agency Secretary

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Phone (213) 576-6600 FAX (213) 576-6640 - Internet Address: <http://www.waterboards.ca.gov/losangeles>

Arnold Schwarzenegger
Governor

April 24, 2009

Ms. Patricia Gartland
Miramar Investment Co.
23805 Stuart Ranch Road
Malibu, CA 90265

VIA FACSIMILIE AND MAIL

SECOND NOTICE OF VIOLATION – MIRAMAR INVESTMENT CO. 23805 STUART RANCH ROAD, MALIBU, CA (ORDER NO. 01-031, CI-8631, FILE NO. 03-110)

Dear Ms. Gartland:

The California Regional Water Quality Control Board, Los Angeles Region (Regional Board), is the public agency with primary responsibility for the protection of ground and surface water quality for all beneficial uses within major portions of Los Angeles and Ventura Counties, including the site referenced above.

Regional Board Order No. 01-031 specifies waste discharge requirements for discharge from your septic system. Under Monitoring and Reporting Program No. 8631, which is part of Order No. 01-031, you are required to self monitor your discharge and to submit, at regular intervals reports of your self-monitoring.

On September 14, 2005, the Executive Officer issued Miramar Investment Co. a Notice of Violation for failing to submit monitoring reports. To date, the Regional Board has not received the monitoring reports.

We are hereby issuing a second Notice of Violation, for violation of waste discharge requirements specified in Board Order No. 01-031, as follows:

- **Failure to Submit Monitoring Reports:**

The Regional Board has not received the following reports of self-monitoring:

MONITORING PERIOD	REPORT DUE
2 nd Quarter 2004	7/15/04
3 rd Quarter 2004	10/15/04
4 th Quarter 2004	1/15/05
Annual 2004	1/30/05
1 st Quarter 2005	4/15/05
2 nd Quarter 2005	7/15/05
3 rd Quarter 2005	10/15/05
4 th Quarter 2005	1/15/06
Annual 2005	1/30/06

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MONITORING PERIOD	REPORT DUE
1 st Quarter 2006	4/15/06
2 nd Quarter 2006	7/15/06
3 rd Quarter 2006	10/15/06
4 th Quarter 2006	1/15/07
Annual 2006	1/30/07
1 st Quarter 2007	4/15/07
2 nd Quarter 2007	7/15/07
3 rd Quarter 2007	10/15/07
4 th Quarter 2007	1/15/08
Annual 2007	1/30/08
1 st Quarter 2008	4/15/08
2 nd Quarter 2008	7/15/08
3 rd Quarter 2008	10/15/08
4 th Quarter 2008	1/15/09
Annual 2008	1/30/09

You are required to comply immediately with the following:

1. Immediately submit all missing monitoring reports required by Monitoring and Reporting Program, CI-8631 (see table above).
2. In the future, submit your monitoring reports by the dues dates listed in Monitoring and Reporting Program, CI-8631.
3. Submit, by **May 25, 2009**, a report detailing the corrective and preventive actions taken to come into full compliance with Board Order No. 01-031.

Pursuant to the California Water Code §13350 (e), you are subject to penalties of up to \$5,000 for each day in which each violation occurs or \$10 for each gallon of waste discharged, but not both. These civil liabilities may be assessed by the Regional Board for failure to comply, beginning with the date that the violations first occurred, and without further warning.

The Regional Board may request that the Attorney General seek judicial civil liabilities or injunctive relief pursuant to CWC §§13262, 13264, 13304, 13331, 13340 and 13386.

Furthermore, the Regional Board may also request that the United States Attorney, appropriate county District Attorney, or City Attorney seek criminal prosecution. A superior court may be requested to impose civil or criminal penalties.

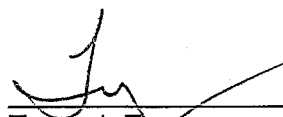
Ms. Patricia Gartland
Miramar Investment Co.

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April 24, 2009

If you have any questions please call Project Manager, Ms. Elizabeth Erickson, at (213) 620-2264 or Unit Chief of Groundwater Permitting, Dr. Rebecca Chou, at (213) 620-6156 regarding this matter.

Sincerely,


Tracy J. Egoscue
Executive Officer

cc: Mr. Jim Thorsen, City Manager, City of Malibu
Mr. Craig George, Division Manager of Building and Safety, City of Malibu
Mr. Patrick Nejadian, Department of Health Services, Los Angeles County
Mr. David Pedersen, Department of Public Works, Los Angeles County

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